

MINUTES FROM COUNCIL MEETING
CITY OF NORTH CANTON
MONDAY, MARCH 9, 2015

1. Call to Order

COUNCIL PRESIDENT PETERS: I'd like to call to order the Council Meeting Monday, March 9, 2015 at 7:00pm. The opening prayer by Councilman Cerreta.

2. Opening Prayer – Councilman Cerreta.

3. Pledge of Allegiance

4. Roll Call

COUNCIL PRESIDENT PETERS: Clerk, please call the roll?

Roll call found the following council members in attendance: Cerreta, Foltz, Fonte, Griffith, Kiesling, Peters and Werren. Thus having 7 in attendance.

5. Consideration

COUNCIL PRESIDENT PETERS: Alright, thank you. May I have a motion and a second to approve as presented:

Committee of the Whole Minutes: February 23, 2015 and March 2, 2015

Council Meeting Minutes: February 23, 2015

Finance Statement – January 2015 Month End Report

Transfer of liquor license from Sally Morse Dale Foundation DBA Fieldcrest of North Canton 1346-54 Easthill St SE
North Canton, Ohio 44720 to Fieldcrest LTD DBA Fieldcrest Estate 1346-54 Easthill St SE North Canton, Ohio 44720

COUNCILMAN FOLTZ: Motion to approve as presented.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 6 yes, 1 abstain to approve the above reports. Kiesling voted to abstain.

COUNCIL PRESIDENT PETERS: Alright, thank you. At this time if you wish to address to council please step forward state your name and address.

6. Mayor Held will present a recognition award to Patrolman Phi Taylor for being named 2014 Stark County Community Officer of the Year.

MAYOR HELD: First off I'd like to welcome all of you here tonight before we get started our council meeting. What we want to do is recognize one of our police officers. And we'll actually recognize two of them because this award is something that now seems to be a tradition in the City of North Canton. We have Officer John Hemric and John how many years have you been the North Canton Police Department? (16) 16 years and when you think of the City of North Canton and you think of the level of crime the low rate of crime that we have in the city one of the main reasons is because we have our police officers that are visible and they're active. And that activity is usually through traffic stops. And John has consistently year after year held the record for the most tickets and warnings. And I think it's like 1500 a year but it's not all tickets he gives warnings too. And so the good thing is that you know that none of us likes to get speeding tickets or anything like that. But it's really that activity the police activity that keeps the bad people on their toes and ultimately keeps them out of the city. So John won the award the safety award and I believe Officer of the Year in 2013, right? So this year we have Officer Taylor and Officer Taylor is now the recipient this year and this is given on a countywide basis. And you also have your mom here and your wife. So what I'd like to do is we did put together a certificate of recognition and John or Phil I'm sorry you were recognized down at the county and they had a big breakfast and you didn't even know you were getting the award. (Correct) And neither did I. So that was even more of a surprise. So that's why we'd like to have you come back and recognize you here too. But you know and I'd like to if you don't mind if you don't mind sharing a few words because Phil had also served in the City of Hartville for a number of years for 8 years right? (Yes) And then you've been here now in North Canton since '08. (Correct) And it's funny how time goes by so quickly because I remember the day that we first hired you. And I thought boy, this is great because we have somebody's who experienced and hit the ground running and time has flown so quickly. And if you don't just kind of tell us what you think separates North Canton from the other communities.

PATROLMAN PHIL TAYLOR: Well, the big word is community. The community here supports us and that's a big thing. I know the mayor has talked about a couple of times when they did their evaluation several years ago we were the safety forces were about why people moved into the City of North Canton. Dealing with the citizens out there a lot of the people that's what they talk to us about and they specifically tell us the reason I moved here was because of the safety forces fire, EMS, police and how quickly we respond. Working for the Village of Hartville much smaller about the size of this room. But we still we able to get there we can the same thing here we can get to those calls quickly it's not like you're in the county where it may take some time for somebody to get there just because of how big the county is. We're here we can send people there we get to know

the citizens because we're there to talk with them. We get called because time in need not because it's a time of joy. And being able to with winning this award again it was a surprise to me I didn't even know the chief put me in for it. And when he told me I just getting ready to go camping. He said "Phil, just so you're aware" I said "oh, thanks chief I'm going to be gone for five days". But when I came back it ended up actually I was sick in the hospital for four days I went down to the awards banquet to the Canton Exchange Club for the breakfast being of the Crime Prevention Week. And I had to stand up in front of everybody and start talking running a fever, but got to talk a little bit about it was nice to have them the Stark County Chief of Police Club put me in for this award, elect me for it. And it's nice to be able to represent North Canton and it is a small club but hopefully growing with John winning 2013 and me 2015. And I've told John too the reason that I won this award this year was because of him; because he did push me to do things on the road. I watched he was one of my training officers and I watched how he did the stops and even though I already had eight years on to see something new and see how he did things I knew he did it the right way. And I tried to emulate and he'll tell you I pulled school on him after every traffic stop what did you stop them for? And it got to the point where you know I learned from him and so now he's a detective and I hope to learn more from him. So that's why I like working here in North Canton I grew up in North Canton; I graduated from Hoover in '85 and I like coming back to give back to the community. I can now I coached the 8th grade football team too. I've done that for two years. Love doing that. So it's nice to be able to give back to the community that way too.

MAYOR HELD: No, I think this is great. You know the other thing is we have our other police officers coming in here and since we have all our police officers here how about if we start down there at the end Cody if each one of you would state your name and then the number of years that you've been here. Most of our officers that we have here right now there are young officers that have been here. You can tell they're all nice looking young men. Go head.

Cody Dollinger I will have been here three years. Chad four years, Justin Matt Buzzard three years, Patrick Lewis – one month, Doug Cardwell – 15 years. John Hemric – 16 years.

MAYOR HELD: And also an interesting side note Justin, you know when you talk about being a family in North Canton there is this in the relationship that Officer Taylor has with Justin. Justin, how are you related to Officer Taylor? (I'm not) So he gets to have Officer Taylor watching him here at work and keeping him in line but then also making sure he's in line. So did you all hear that? See Justin's a good police officer he thinks well on his feet. Yeah, he's married to Phil's daughter okay, so we do have that tradition of excellence. But getting back to Officer Taylor you know I remember when we first offered you the job and you could see that Phil he's just a natural leader because he knows how to work with people and I know that when you were thrown up there to give that speech there that probably you didn't have any trouble getting up there and talking which is a good thing. And also you'll notice too that that Phil is very active on Facebook; so when you weren't able to be at the last council meeting because you were ill I knew that because I saw it before on Facebook. And I said well it's like we're going to be having him at this next meeting. But chief you don't mind before we give this certificate of award if you don't mind kind of going through some of the details here that Phil has.

POLICE CHIEF WILDER: Once again thank you for your patience we had to wait for one officer that was me. I had the opportunity again this year to recognize a to nominate an officer from our department through the Ohio Police Chief Association or Stark County Police Chief Association and in conjunction with the Canton Exchange Club this year they did select Patrolman Phil Taylor to be 2014 Community Police Officer of the Year. We had the opportunity to have a nice breakfast at the Exchange Club for Crime Prevention breakfast and at that time we presented a nice plaque in his recognition for his achievements here being a community oriented person that you are self-initiated, loyal and dedicated officer. Again the seven years at Hartville the seven years with us 14 years he's still out there hitting the streets for traffic providing a safe passage for all our motorists that come through. So in recognition the Canton Exchange Club salutes Patrolman Philip S. Taylor, North Canton Police Department as Community Police Officer of the Year for 2014 for outstanding community service presented at our crime prevention kick off breakfast. Besides his involvement in the school and coaching and his relationship at the Chapel here in North Canton. We had 22 assignments this year through the OVI Task Force, Phil never missed one over and above two what he did for us last year. He had to balance what he did throughout the year. He trained two police officers he's also one of firearms instructors, he's a below 100 instructor it's a program through the State of Ohio helping police officers come home safe and he's one of my two instructors. Actually in northeast Ohio we have two and I think the highway patrol has two and I'm freeing him up to do some other training for other police officers for the below 100. Phil is one of our crisis negotiation officer. And he balances his work with what he does every day. Again along with that information once this information got out there's other recognition that came his way. One was a proclamation from Mayor Healy from the City of Canton, Judge Forchione sent a nice complimentary letter to you. Of course, Honorable Judge Taryn Heath also sent something in your name in recognition. This one came the County Commissioners picked up on Phil's accomplishments and recognition of the North Canton Police Department and the good word went all the way to Columbus Dave Yost our Auditor, State of Ohio sent a nice complimentary citation and last but not least again our governor and lieutenant governor, Governor Kasich and Lieutenant Governor Mary Taylor sent a nice complimentary note to you and certificate. And I think that's about it for right now. The file can only take so much. Did you want to say something, mayor?

MAYOR HELD: Absolutely what we have is again it's the reason it's important that we have all of our officers here especially our younger officers is because Phil is a natural leader. And you can see that in how he interacts with people in the community and also with our police officers. You can see that he's somebody that takes initiative and he'll jump right in if there's a problem he can handle it. And in North Canton people want us to be able to fight the crime and the bad people but at the same time they want us to be able to help them take care of their smaller issues. You know if somebody needs to be checked up on from the city then you know with their house or with their loved one. You know there's really no not much of a limit that our police officers have gone to to serve people in the city. They close garage doors if they're left open and you know do things like that and Officer Taylor really stands out he really was one of the first police officers that I hired when I first began serving as mayor and he's done a fantastic job not only serving the people in the community but also serving our police officers

right there in the department. So we're really proud to have you here what I have is a certificate of recognition. This is awarded to Philip S. Taylor it's presented on this date here today. It's the 2014 Stark County Community Police Officer of the Year. Congratulations.

PATROLMAN PHIL TAYLOR: Thank you.

POLICE CHIEF WILDER: As we continue on if you'll just indulge me a few more minutes again part of our participation in the OVI Task Force and safe communities is our relationship with working with other agencies throughout Stark County. And tonight we have all of our officers that participated in that function this year. And they contributed to our increase OVI arrests for ourselves but we also increased our citations and arrests for people driving under suspension and other miscellaneous traffic offenses and all these officers contributed many hours. And we are reimbursed through this University of Akron okay, for all the overtime just so everybody knows that. But along with that goes the graciousness of the families because they are waiting for families their out doing extra work for us and yes traffic enforcement is an important part beside the other activities we're not immune to crime in North Canton. But I salute these officers and I'd like to start off first Phil was also nominated for Traffic Officer of the Year but he was recognized with that was awarded to two other officers in Stark County. But the safe communities is also awarding you the award of excellence for the North Canton Police Department in recognition of outstanding dedication and commitment to traffic and safety in Stark County and of a job well done. This is from Sharon George the director of Safe Communities. So for you the award of excellence and for the rest of my officers here or your officers Patrolman Mike Ataya these officers are being recognized for their contributions for the last year. Mike is serving a warrant right now we'll present his a little later. But this one goes to Patrolman Matt Buzzard, Matt, and thank you again for your contribution. Patrolman Scott Carrel could not be here tonight and Justin Brumbaugh, Patrolman Brumbaugh, Justin had the most driving under the influence arrests this year. Sergeant Cardwell, thank you Doug. Since we became involved with this in 2011 a little more extensive Doug has spearheaded our OVI Task Force and has been our coordinator for that. And I can't thank you enough for the hours and time that he puts into setting up our corridor saturated patrols let alone our check points that we participate with. So for great years of service thank you very much on that. Clay Dollinger, John Hemric, Patrick Lewis, one will be waiting for you when you get off probation. Thank you very much again I can't thank these officers enough for their time and graciousness of their families to free them up when their out doing the job that I think is well needed in our city.

COUNCILMAN CERRETA: Couple of things I wanted to mention and yes it is one of the top reasons why people move here is the safety. But some time ago there was a strategic planning commission kind of a big deal out of Walsh and there was 100's people there that came from our community and the one thing that I noticed more was a gentleman that got up and told a story about he was at a some kind of a sporting event in another area of the county and there was a big rukus going on and it was a kind of scary situation and I remember his emotion when he said that when he drove home and he passed the city limits just the feeling of you know the great feeling that left him you know he just couldn't explain it. And it was mostly because of you gentlemen and the people that have gone before you. So Phil and John and everybody thank you for everything you guys do and that really means a big deal for the atmosphere in our community so thanks so much.

COUNCILWOMAN WERREN: Just I just want to reiterate what that I was at a meeting last week and they were asking people why they had left certain jurisdictions and probably 6 out of the 9 commented that they purposely moved to North Canton because they felt safe and that their kids could ride their bikes up and down the sidewalks and it was back to that old, old time persona where you could be gone from 9:00am to 5:00pm and they felt safe having their kids do that. So to have that in a meeting in another jurisdiction was, was really a testament to what you all do every single day.

COUNCILMAN FONTE: I have to say one quick thing too. Phil, you're a great guy he knows me personally he's been to my house, knocking on my door when I misbehave and when I leave the alarm off or I do something dumb like leave the garage door open and go on vacation something like that. So yeah I've seen him personally a few times. But anyhow one of the things that I always remember as a kid growing up in the City of Canton you know I always knew when you'd go through North Canton you'd see the flashing lights at the borderlines and you always wanted to bypass that area. So that's why I moved here because I want to be here in the safe I want to be inside the safe flashing lights. But anyhow thanks for all your work gentlemen.

COUNCILMAN FOLTZ: Just a follow up too, I've known Phil for 10 years and I think it's been a great addition that he's been here. And he's a great family person as well as an officer for the city. So it's nice to see you recognized for both Phil, well deserved.

MAYOR HELD: You know just as a quick reminder here too we hear all the positive things about our police department. Of course I love to bring up the survey that the residents had responded to. And when you look at all the departments the highest rating that we've had of any department is the police department. We had 91% of the residents that responded to the survey have our police department a good to excellent rating. And when you have a department and officers that we have here that are responsible for writing tickets you know one resident did come up to me and said "Mayor, I got a ticket here and I was kind of moving along what should I do" I said "well pay it" you know he didn't really like that answer so much but it's because of the work that you folks do that when people are violating the traffic laws and you're giving them tickets which can be you know \$125 I think we're right now (\$138) \$138 now you know that's that's a tough thing to do but then at the same time when you're doing it in a such a pleasant way you're still getting 91% of the people saying giving you a good to excellent rating. That's really something to be proud of we're very proud of you. This is your special day today here Phil and we're also very proud of all of our police officers.

COUNCIL PRESIDENT PETERS: Okay, at this time if you wish to address council please step forward state your name and address.

7. Recognition of Visitors

KAREN BENFIELD: I live 915 Emerson Avenue NW. And a couple of things I wanted to say I want to thank Dan Griffith for responding to my email about what was in the newspaper about the zoning appeals. I really appreciated that and you did it in an amusing way too with all your examples here. And I've lived in North Canton since 1991 this isn't a bad thing just a few comments. Couple months maybe it was last year or the year before and we had a terrible storm like at the end of July the end of June it was flooding out and I work in Summit County and so I took the back roads I didn't take 77 I took the back roads I came up Cleveland Avenue when I hit North Canton our new Main Street it was draining beautifully. Everywhere else man I was I thought I was going to be floating. But once I hit Main Street so whoever was responsible for engineering that and making sure the work was done right it drained beautifully. I appreciate that. I want to try and be more show up more at our council meetings but just to be more involved in our community because I do love our City of North Canton. And I thank you gentlemen and ladies for what you do on behalf of our city. And yes we may not always be here but we do hear and look and it's just a shame that you know there wasn't a response in the Repository about what actually happened there. Because you can some misinformation and not have the whole story when you don't attend the meetings all the time. That's all I have to say. Thank you.

COUNCIL PRESIDENT PETERS: Thank you, Karen.

COUNCILMAN FONTE: The flood was probably June 18th.

COUNCILMAN CERRETA: Those engineers you know you can't tell where they're coming from. That's Jim Benekos by the way who's our engineer about that.

COUNCILMAN GRIFFITH: Karen, thank you for reaching out to us we always appreciate hearing from folks and I hope we helped everybody with the response. But I really appreciate your input here.

COUNCIL PRESIDENT PETERS: Alright is there anyone else wishing to address council please step forward state your name and address. Mr. Osborne, Mr. Osborne, I'd like to remind you too we're on five minute limit.

CHUCK OSBORNE: Thank you sir. 307 Fairview Street SE, North Canton, Ohio. For several years here now from the mayor on down we have been repeatedly cautioned about the city's looming financial crisis. And I'm referencing this merger or collaboration with the Y and I guess which will probably lead to a million dollar expenditure on this pool. I see in today's Repository it's titled "A Minefield, City Officials Struggle Over Finding Funds To Fix Potholes". This city really for has not been spending an adequate amount of money for streets for years. I mean you were spending a \$250,000 a year for resurfacing 15 years ago when I was on this council. These streets are going to open up and just fall apart here this spring. And where are you going to find the money to resurface these streets? If you run out and take this last minute windfall from the estate tax and spend it on this pool I glanced over some of your documentation here a couple of weeks ago there's a handful of families that utilize that pool. We're probably talking 2% of the city's population who uses that pool; everybody uses the streets. Our safety forces could not get to you without decent streets. So I'm concerned here that this headline is going to be North Canton here very quickly. Struggling over finding funds to fix potholes and its more than just potholes. Here a couple of years ago the Repository had pictures of your former president of council standing down there on South Main Street with all those walls falling over, caving in. Granted the pool has been around here I guess for years my wife used to swim in that when it was over here on the Hoover property. But as I've said up here many times before Hoover is long gone the heydays are over you better be spending your money wisely. And as I've talked about before this major upgrade of the pool as we all know when you start any project they turn out to be more than an a 10 minute job. They turn out to be much more. Now the collaboration will greatly help the Y; they're actually opening it up and having a resource that's available to them. And for years we've heard arguments that the pool makes money. That pool does not make this city any money. I see our finance director is not here and she probably wouldn't want to give you the honest unvarnished truth. If you had a CPA firm go out and analysis all the costs and all the revenues you would find out it's not making you any money. It's a frill it's a want it's not a need. We need decent streets. You need a cushion financially because as everybody has said from the mayor on down you've been predicting doom and gloom for 5 or 6 years here now. And I would not invest all that money in that pool. Thank you.

COUNCIL PRESIDENT PETERS: Let the record reflect that the article Mr. Osborne is referencing was in relation to Canton City and not North Canton. Alright, if there's anyone else wishing to address council please step forward and state your name and address.

POLICE CHIEF WILDER: Good evening, council. My name is Stephen B. Wilder, Chief of Police City of North Canton, 145 N. Main St. North Canton, Ohio. I just want to bring to council's attention on the minutes from the last meeting. In relation to one of the resident's comments about the traffic complaints and speeding complaints on McKinley Avenue. I want to point out that in the minutes a resident had mentioned specifically about the radar or him clocking vehicles in his on McKinley speed the amount of vehicles but also made a comment in there about as I quote "I have inside contacts at the police department I won't disclose those but they were sitting on the four way stop sign by the Y and were ordered by chief of police to cease this action because the people at the Y were distressed because they were getting so many tickets." I want to go on record that I never I clearly never said that or instructed our officers to cease any kind of traffic enforcement in that area. And I just want to make that perfectly clear to the residents that we do respond to citizen's calls and concerns and council member's calls and concerns for traffic enforcement in their areas. When we do if we're doing a traffic study on those streets that a citizen may have a concern about we normally put up a still stat to help us collect accurate data so that we can make an evaluation on the average speed, the amount of vehicles traversing in that area. I know I've assisted several people Councilwoman Werren on several issues and any other residents. When we do those reports and studies besides providing a vehicle or an officer down in that area to monitor traffic also and enforce those traffic laws. I always send a report to the city administration so they have a copy

of that study, I send a report to our president of council, I send a report to the council member who has brought it to our attention and also to the resident that has brought that to our attention that asked for a study. And if the if the traffic complaint would come through a council member and I make sure that council member gets that. So I just want to make it perfectly clear that we do respond and that I never said that to our officers. And no time did I have conversation with the YMCA administration about that. So just wanted to go on record to make that perfectly clear that if you have an issue for traffic control or problems or things like that we'll be happy to get down there. There's also a comment about a traffic or a pedestrian injury down at the last year in the 400 block of Fairview. We had one incident last year and that was at the intersection of Fairview and McKinley; we had a 12 year old young boy he failed to stop at the stop sign on Fairview and unfortunately a motorist traveling south on McKinley the boy on his bicycle collided with the car. The motorist had the right of way the young man disregarded the stop sign. That's the only traffic crash we had down there. So I just wanted to make sure that was clear too. And I will say this though on behalf of the residents down there I'm going to make a recommendation to the administration that let's put up a children at play sign. There are children that are on McKinley and I think it would be appropriate at this time that we go ahead and make sure there's a children at play sign on that area. There's one on Bachtel just before McKinley Avenue but that would be my recommendation at this time. I'll welcome any concerns or questions otherwise I just want to go on record saying that's nothing that I would have done.

COUNCILWOMAN WERREN: Chief, are people allowed to request a children at play signs or do you have to do a study or are they available? How does that work?

POLICE CHIEF WILDER: That's a good question too. It's generally a discretionary decision for myself or whoever I assign and will go down and if we can survey the area see how many children are in that area we will do that. And I don't think we want to have signs everywhere are our residential streets and that's something that we do watch and if it's a sign that we can put on underneath like a speed limit sign you know that limits an extra sign along the way. But we have put up children at play signs at some of our residents request. And again we do an evaluation we'll canvas the area or we just know how many kids we have there. You've got the Barkers right there on the corner and you've have the Blaines they both have children there. There's probably 6 or 7 children down in that area real close to that intersection of the Y. So I think it might be prudent to go ahead and again put a little extra caution down there for motorists to slow down.

COUNCILWOMAN WERREN: Well right now the potholes right at that intersection are keeping everybody at a really slow rate. So...

POLICE CHIEF WILDER: Unfortunately we're victims too.

COUNCILMAN FONTE: They were working hard today I noticed.

COUNCILMAN CERRETA: Steve thanks for coming and telling us the rest of the story.

COUNCILMAN FOLTZ: Appreciate your input.

MAYOR HELD: Also if I can just add too on the speaking on the chief's behalf or behalf of our department you know sometimes there can be miscommunication that takes place. But I can assure you in the City of North Canton we err on the side of writing more tickets. If there is a hot spot where you have residents that are concerned about speeding we will send additional police vehicles out there to monitor that area. But when they leave they're leaving writing more tickets and warnings than what they had before they were focused on that area. And if somebody's speeding or breaking the law all of our police officers will write a ticket or pull that person over and give them a warning depending on what the circumstances are. And so you know I just know that's just the you know not something that was consistent with what you know is accepted practice here. So chief you're doing an excellent job and also when it comes to monitoring that traffic when you do the speed study and I'm sure most of you council members are aware of this you do the speed study you put up the little detectors in the road it tells you every vehicle that runs down that street. Every vehicle and the speed of every vehicle so we know what the highest rate of speed is; we know what the lowest rate of speed is and how many vehicles went down during that what 24 hour period. Correct?

POLICE CHIEF WILDER: Yes, most of the time we'll run a three to four day study and we may switch that up on whether it's a weekend or throughout the week. We've been using a piece of equipment from Custom Signals since 2010 actually former Chief Mike Grimes got that going for us and actually he assigned me to do these studies. You know data in data out. Its' only as good as the data that's going in. And we collect that and we can we get the volume cars we get the average speed we get the 50% percentile another words 50% of the cars traveling through this area or at this amount of miles per hour. And we even go up to documents the 85% percentile that 85% is the cars let's say are going 22MPH or lower or slower. And again its broken down to 15 minute increments and every once in a while you get an anomaly where you might get a speed like 93 MPH and that's something you know that is just a frequency miscommunication something like that. But our data is collected and it's accurate and unfortunately it may not always please some of the residents on our findings and I understand I can emphasis with them because there's that one day where darn it you know that person is speeding down my neighborhood. And I understand that it's just that its 24 hours, 7 days for us. But when you see that call in give us the license plate, give me a description, tell us a time you notice who the motorist is male or female, young or older. It's something that gives us a little bit more direction and believe me we'll be down there. And again all I can say I thank our residents for their patience and yes it's frustrating when you have motorists disobeying a 25MPH residential speed let alone a 35 on our city streets. So I just again I just wanted to go on record that you know we don't discourage I don't discourage our officers okay to enforce the traffic laws.

COUNCILMAN CERRETA: For the last couple of years I've kind of had the privilege of going like to the 3rd and 4rd grade kids and talk about our community services and you know when it gets to the police department of course they're all going "oh"

this one boy stood up and I don't think he's any relation maybe it was Phil's neighbor I don't know. But he says we were talking about the police and lights going on in North Canton there's always police the kids were saying and one boy said "well that's why we want the lights" seems its getting down to this level because when the bad guys see the lights they stay from us". So they're getting it you know we sit here talking as adults but that's exactly what we want. We want the lights going we want people to know that they come into North Canton they better slow down pretty quick. So kudos to you you're doing a great job with all that.

POLICE CHIEF WILDER: Thank you. I'm always open for you know questions I'm approachable too my office is open you can come and speak with us about that. Thank you very much for your time and your indulgence.

COUNCIL PRESIDENT PETERS: Thank you, chief. If there's anyone else wishing to address council please step forward state your name and address. Alright, seeing none before we move onto the next agenda item PathMaster a couple quick comments. In regards to Mr. Osborne's comments; I find it ironic that he laments the fact that the Hoover Company is no longer here yet has fought us on every effort to revitalize that Hoover district. Now there have been some things over that we haven't liked the trees going away, but what has replaced that I feel is very nice. And I think the majority of people in this town like what they see over there. You know when it came to the Panera Bread Company wanting to locate right in the center of North Canton it was Mr. Osborne that sent emails to Panera Bread's corporate headquarters stating that they shouldn't locate here. That if they did they were I don't know they were going to poison their employees or the patrons or I'm not even sure what the emails stated. But I found that appalling. And that's not common knowledge but it is true he admitted it to me I asked him directly. And I just find it ironic that the person who fights every effort to bring the jobs and the revenue that comes along with it that allows us to do some of the things like put a pool liner in is the one that fights hardest against it. So just my little thought for the day. Alright next up we have PathMaster Incorporated here to address council. Jim, do you...?

ENGINEER BENEKOS: Sure, I'll introduce him. We've had some issues with our traffic signals and we have contacted PathMaster. They are the supplier they're not the general contractor that installed them but the supplier for the equipment and the software. Well when we did contact them they were very responsive Scott came down the next day; we met with him went over the issues. Since then it's probably been a couple of months ago now they've been diligently working with John Hockensmith and the other city crews to try and resolve the issues. They hopefully are getting close to the end there's some operational issues that we need to work out in the city. But I invited Scott here to, to maybe explain a little bit what the issues might be and to answer any questions you might have. But you know I'm confident that they're not going to leave until the problem is solved so we will get it worked out. But I thought you'd want to see a face here and see their commitment to the City of North Canton and to the project. So Scott?

COUNCIL PRESIDENT PETERS: Scott welcome.

SCOTT MORSE: Thank you very much for letting us come down. So first of all if I may just kind of explain what PathMaster's roll in your traffic is? We did supply the Centrex Central System which you guys are using to help control every single intersection. It allows it to be controlled from one central computer. We also sold you guys all the detection which are the cameras that are currently up there, your controllers, most of your cabinets. So from our company standpoint we stand behind all of our products. It's something that our company has built our reputation on which is 38 years of customer service. So at no point in time do we ever want our customers to ever be unhappy with their products and so we do have 4 people that are on the road at all times 24 hours a day, 7 days a week. They're strictly technicians to be out there to help our customers. We don't do maintenance that's not something we do. Typically you would hire a maintenance contractor to come in and do it or you guys would do it yourself. When they run into any problems they would call us for technical support. There's never a charge for that that's part of our original selling price and that's for the length of time you guys own your product. So we wouldn't be called on a day to day problem we would be called on anything that they couldn't fix themselves. So typically after we sell something we'll come out we'll help you guys set it up get it up and running do any training and then after that we hand it over to you guys and you guys will go ahead and run it yourself. If there's any problems that when you call us. That's kind of where we are at right now. We came down and we did help you guys set it up we did the training, we got the cameras up and running and as far as we knew it was running pretty well up until probably November, December timeframe when I called Jim to see if I could come down just on a regular sales call and he said "oh, we've got some problems we'd like to talk about." We came down the next day we identified there were some issues that were unaware of. So and we immediately got a couple other people down we came back the next week and had a bigger meeting. We did identify that there were some issues with your cameras. So we went back to the manufacturer told them exactly what we were doing or what we were seeing and they went back to the blackboard and looked and found out what we're seeing is a camera's much like your eye the iris was closing too far when it had snow on the ground. What it was doing it was missing signals. It was missing the cars coming through it wasn't detecting them properly. We sent them video, we sent them report we had our guys come down and spend hours with John sitting at every light. We did this multiple times. So to make sure we understood exactly what the problem was. So we sent all that over to the manufacturer they came through with an upgrade to the software we've been putting them in now for the last three weeks. We have completed the whole south side of Main Street, we're about half way done with the north side. It does take a couple of hours because once you put the software in they have to be reprogrammed, they have to renew the detection zones setup but we're getting close to finishing those. So we think once the tech issues are taken care of that should help like the mayor was telling me that you guys have a problem you come out and the car sits there and never turns green for you. That is a major problem and it should never happen that way. So that should be fixed unfortunately I don't think Drug Mart where he was having the problems is one of the lights that's been done yet. So that's farther north and I don't think we've gotten that far. I talked to our we had a three hour meeting about this again today this is probably the fifth meeting we've had at our company. We're going over who's doing what and how far we've getting along on it. The guy who's doing the cameras letting me know that he thinks they'll be done within the next week and half finishing all that. So hopefully as long as everything goes well we should have that done. So I can take some more questions and then talk

about some other things. Yes?

MAYOR HELD: Just a point of clarification. So the problem with the lights not changing like up at Drug Mart and I know we also had them out here on the square what does that do to us. Is it the software, is it...

SCOTT MORSE: Apparently there's a loss of detection so you're not seeing the cars. So as the car pulls up it may be seeing it as its coming up but then it's dropping the call. That's what we think the problem we have. And that's what we experienced when we came out and sat and watched it. So what the camera manufacturing is telling us is that there was so much snow and that on the roads that it was so bright that the iris was closed to the point where it wasn't picking the cars up. And that was based on video we sent them and all the log reports out of the controller and different things like that. So you could see the car on the camera but it wasn't putting the call to the controller telling it to change it to green and allow you guys to go. So what we did we collected as much information as we could and sent it off to them so that they can identify the problem. That's what they came back to us with. So a new algorithm had to be written for the camera it was sent over as a software we've upgraded a majority of them. And we can do that from our offices we have access to you guys central system you know through you guys permission to do that we would go in we update each camera we pull it up we watch it we probably spend a good hour and a half to two hours per camera to make sure what software we put in there is working accurately. We make any adjustments we need to the detection zones to make sure that they've also been identified and working correctly. So it's not a very fast process but it's a very accurate one we feel. And we've seen very good success with it. Now so everybody understands detection you have three types of detection you can have radar, you can have cameras you can also have loops. Nothing is 100%. At any point in time in any city of the United States 20% to 22% of your loops are currently not working. Even though the intersection may still be working a lot of times there's 3 or 4 loops per intersection, 1 or 2 of them could be broken. So loops is a dying detection option. A lot of people are getting away from it and going with cameras and radar. So they're not 100% they're 96% to 97% accurate. If you sit any intersection for a day you're going to see things amiss. And you're going to see with loops, cameras or any other type of detection. It's just part of traffic. Our goal is to try and get it as minimized as possible and to do that we do the best we can.

COUNCILMAN FONTE: So if you get stuck in a blank zone with the retina closed or whatever what do you do back up move forward, back up move forward, back up move forward what do you do?

SCOTT MORSE: Well we're going to try to fix that so it doesn't happen. But we could there's other things we can by putting a lock and call which means as soon as it sees a car it automatically puts a lock in. The problem with doing something like that if the car was turn right on red or you know then all of sudden the light will still change. So there are problems with fixing it to where it's a 100%. Because some cars will turn right and then all of a sudden the light will go ahead and cycle through anyways. So there's not always it's not always the preferred way of doing things. So we do the very best we can and what we plan on doing now is we're going to go through every month and double check to make sure you guys cameras are working well. Every month look at each one of them make sure they're working properly. We're not seeing this type of a problem in every city I can tell you that right now. Most of our camera sales have gone very well over the last eight years. Autoscope is the largest camera seller in the United States. So it is also consider the Cadillac it is the best one out of there. You did not purchase a bad piece of equipment. Right now we have a bad software we're fixing. So I want you guys to know that.

COUNCILWOMAN WERREN: How many cameras do we have throughout the city?

SCOTT MORSE: I am not sure, John, do you know how many cameras we have throughout the city?

JOHN HOCKINSMITH: There's at least four at every intersection.

COUNCILMAN CERRETA: Scott what is the average time that a person on an outlying street coming in what is the average time that should be waiting? Is there a specific curve?

SCOTT MORSE: Each intersection is off a cycle so I believe you guys' cycle is 80 seconds John? So each intersection has an 80 second cycle. Now and this is something we don't do you guys have hired a consulting company come in here and set up your cycles. So let's just say you have your main street set at a minimum of 40 second run time then you could offset your sides for the other 40 seconds you could have some left you could have some straight through, you could have a mixture of the two. That's kind of up to you guys it's also it's called a time of day plan. So and you guys can adjust that and that's something we'll talk to Jim about we think that some of that some of the reasons people are calling is because they're sitting on a side road for too long. There are ways of fixing that we need to work with your consultant who we have a very good relationship with and try and to get it so that maybe you guys run a much more lenient time of day plan. On the off hours let's just say between 6:00am and 8:30 you guys a run a very strict where you're getting your main street to flow and then from 8:30 to 11:00 you guys run a very lenient one where it allows more cars to get off the side roads at a faster amount of time. And then at lunchtime you run it strict again and then at rush hour you run it strict and the other times you run it so that the cars when they pull up they don't have to wait as long. And then really at 7:00 or 8:00 at night you could just go ahead and throw it into a free when a car pulls up within a couple of seconds he'll get a green light. You don't need to run those very strict patterns all the times. And that what you guys are doing right now. So we need to work on that and get that set up.

COUNCILMAN CERRETA: I got an ear full from teachers out on the south side just Friday. And so I just wonder you say you'll be working on that how long? 80 seconds is an eternity for someone sitting there when no cars are going by?

SCOTT MORSE: Well unfortunately ODOT and other people have to approve all these plans and its pretty standard to tell you the truth. One of the things you're going to find also is we have 23 of these systems throughout the United or throughout Ohio now that you guys have. You know people will complain for the first 6 months to a year because they're not used to it.

They're used to coming up to a light and immediately getting a green within 10 seconds. If you're running coordination to get traffic through your city in a good amount of in an efficient manner it's going to steal time away from the side streets. It has to in order to let the main street run. Which means those people are going to sit longer. If they pull up right at the end of the cycle they will wait a full 80 seconds before they get the green light. Unfortunately that's how it goes. You cannot cheat that. What I'm saying when I said a minute ago let's just run those times during the peak of traffic times and then at the non-peak times let's switch it over to a much more lenient system where they can get that. And that's not hard to do Mike Swiker who does you guys' consulting can write time of day plans for that and we can go ahead and install those. That's not something that we do we just help you guys get that set up. So but it's something that we suggest a lot of cities run that. The City of Columbus we just got done installing 400 in some intersections in their city it was the exact same system. And that's how they're running theirs as well. So they're much more lenient with it.

COUNCIL PRESIDENT PETERS: Scott you mentioned the time of day plans. Is it intersection specific as well?

SCOTT MORSE: Each intersection does have a time of a day plan but they're all going to be 80 seconds. So you have to do that you can't have 70 seconds at one and 80 seconds at another otherwise you wouldn't be able to coordinate. So throughout your city they're all going to be the same now you could change those so at 7:00 at night let's change it to where they all run free. There is no time of day there's no cycle at all. We just run the main street green until some car pulls up on the side street and then at that point it will change. So there are things that you can do like that.

COUNCIL PRESIDENT PETERS: The reason I mention that is one of the intersections that I got stuck at was at Bachtel and it was during the time when the high school was letting out or the middle school I'm sorry was letting out. And through the center of town you've got a 20 MPH speed limit right by the YMCA. So cause kids are crossing there. Kids also crossing at all the other streets so when you get a green light you've got the crossing guard come across kids are going you literally are getting if a car's turning left there's no turning lane there you might get one car every 80 seconds. (Correct) And you've about 20, 25 even 30 cars back I was just wondering if we could address like specific intersections.

SCOTT MORSE: What you guys have done just guys and Jim can explain this better you guys have purchased the adaptive side of this as well. Which we have not installed yet because the city hasn't gotten to the point where they can install it with fiber and different things like that. Adaptive will actually look at that and see hey I've got a lot cars in the left turn lane and it will start to steal time and give it to that until we clean the queue out. Adaptive is a very good system you symptoms you guys have it we just need to get it installed and running. But what adaptive does it watches and sees where we have problems and then it offers extra time that now I will tell you that is going to be main line only. It's going to steal time from the side streets. And it will only come on in effect really during the rush hour times again. Once again it must keep the main line clean in order for the side streets to even work. There's no sense in giving the side streets time if the main line is a dead stop. So adaptive will clean that queue out of your main line and allowing the side streets to come out when the times come up. So once we get all the fiber up and running and one we get you guys time of day plans worked out properly then adaptive will go in and you guys will start seeing some results from that as well. So...

COUNCILMAN GRIFFITH: You mentioned about the fiber before Jim what's the prognosis on that and what's our timetable there for the fiber the connecting of the north and south sides of Main Street.

JOHN HOCKINSMITH: I didn't hear the question.

ENGINEER BENEKOS: The fiber optic when we are getting is that all connected now?

JOHN HOCKINSMITH: About a week ago the fiber was shut off from the square south of Everhard because of the East Maple project. That has been hooked backup if you drive Bachtel now you will notice a big difference on not sitting so long. The controller was fighting the coordination when it there wasn't a coordination and that's why people were waiting so long on side streets and then Bachtel. The fiber is all the way up there other than one intersection and that's McKinley and Maple.

COUNCILMAN GRIFFITH: So what is the schedule for the adaptive process what do you think it is?

ENGINEER BENEKOS: We don't have a schedule right now I haven't talked with Scott or John for a couple weeks now. John just made me aware last week that the fiber was connected. So we'll be setting scheduling a meeting to discuss that and how we need to proceed.

SCOTT MORSE: So you guys understand fiber installation in the wintertime is not really a great possibility. You have to connect it and they ended up finally finding a guy who had a trailer to bring it in and do it that way. Otherwise it wasn't going to happen until spring. So they made some extraordinary efforts to find someone that can come in and do that otherwise it would probably be May or April, April or May before you'd even be looking at doing something. So it worked out well for them.

COUNCILMAN FOLTZ: The problem I encountered was at Woodrow and North Main and we're not sure if you've even gotten that far yet. Because it is on the north side of town.

SCOTT MORSE: I apologize I don't know...

COUNCILMAN FOLTZ: That's okay, but when you're looking at traffic flow and you try to regulate if you're driving on Main Street that you're going to hit most of the lights in sequence at a reasonable rate of speed say 25 MPH. Is that I always thought that was a theory.

SCOTT MORSE: No, a lot of I'll tell you right now retailers like to have people stop at every light because they get an opportunity, but we are not consultants we don't do time of day plans. But typically what they're looking for is we run studies and we see when cars arrive at the intersection. Ideally we want cars to arrive there at a green. So we don't want them arriving when the light is red and then starting up because traffic is slow. So when they do a traffic study they're going to look and they're going to watch traffic go the whole street and they're going to watch exactly when they arrive there. So they know that's when we want to make sure that light is green. That's how they're going to set your timing patterns up. There's going to be more cars at certain intersections than at others because of freeways, because of schools, because the library, so they do a study on the entire road and they look when that happens. So no you do not want cars to stop at every light we really want them to flow straight through. If they are stopping at every light there's probably an issue that hasn't been resolved that needs to be resolved. So a lot of cities are afraid or don't want to spend the money do a traffic study every 3 to 5 years. Really you need to do one every 3 to 5 years to make sure you've got new buildings that opened up. You got you know companies opened they've added additional flow to traffic and those extra cars will actually screw up traffic that was maybe really good 3 years ago but no longer are. It's important that you do a traffic study every 5, 7 years. Now with the adaptive that you guys purchased that lengthens that time to 10 to 15 years because now adaptive will actually see the problems that you're having the extra traffic and take care of it. That's one of the selling points of adaptive by both federal highway and ODOT. So...

COUNCILMAN FOLTZ: Jim, a follow up I might of asked this before but we don't have the system installed at Portage and Pittsburg did you say we do not have that?

ENGINEER BENEKOS: Correct we do not it's not connected to the rest of the...

COUNCILMAN FOLTZ: So that's a loop system or is that...

ENGINEER BENEKOS: It's just a stand-alone signal.

COUNCILMAN FOLTZ: Stand-alone signal, okay. Portage and Pittsburg I'd like to see that looked at.

ENGINEER BENEKOS: Yeah, two things that I wanted to when you mentioned you know a progressive signals that works well if it's a one way street. With a two way street you can't progress one way and not the other way. I mean and so that the goal is to get as much green time on the main line as we can. And then the other item was I just wanted to you know Scott mentioned you know we purchased good cameras and this adaptive system. Well that was all 100% grants; city didn't have to invest in that so I wanted to ease your minds that we weren't frivolously speeding the city's funds. So...

COUNCILMAN FOLTZ: That's okay, we want the best system we can purchase or get grant wise...

COUNCILMAN GRIFFITH: And we'd rather not frivolously spend other people's funds either too I think it's safe to say. But no it sounds like you guys are working hard to try and get it effectively in place.

COUNCILMAN FOLTZ: Thanks for your input we appreciate it.

SCOTT MORSE: Oh not any problem. If I may say something to the chief I worked here in North Canton for 5 years and the first thing my first day at work people told me "hey don't speed through North Canton." So I learned early, okay. Thank you very much for having me.

COUNCIL PRESIDENT PETERS: Thank you, Scott.

COUNCILWOMAN KIESLING: I'll be right back.

COUNCIL PRESIDENT PETERS: Okay, at this time the next item on the agenda is finance and property it's the management agreement between the North Canton Y and the City. I'd like to entertain or ask to amend the agenda to allow Mr. Wheeler to come up Ben Wheeler the executive director of the YMCA.

COUNCILMAN CERRETA: I move that for Ben to come up to speak to us.

COUNCIL PRESIDENT PETERS: Okay, is there a second?

COUNCILMAN FOLTZ: Second.

COUNCIL PRESIDENT PETERS: Clerk, will you please call the roll?

Roll call vote of 6 yes to amend the agenda to discussion from Ben Wheeler. Councilwoman Kiesling was out of council chambers at the time of the vote.

COUNCIL PRESIDENT PETERS: Okay, Ben please.

COUNCILMAN CERRETA: After our discussion last week Ben wanted to kind of answer any questions and clear up some things. He had asked for some additional information from Karen and Mike; I thought it was a great information he got. Because part of our discussion it was a good discussion last week was how much percent you know with the 25% going to take and we actually got it down to exactly he took all the Mike gave him all the memberships from last year and he went and looked at every one his people went down and found every one of those who was members and who were not. So we don't have to estimate or kind of guestimate kind of thing. We actually have the numbers right here so you might want to go that if

you'd like or take over whatever you want to talk about Ben.

BEN WHEELER: That's fine I can kind of walk them through this sheet real quick if it will help. So after the conversation last week I talked to Karen and with Mike and we had planned to do that at some point anyways to identify those people that have purchased season passes last year in order for communication and hopefully to make sure they know what's happening. With that information in hand the way they did it last year it was a familiar it was about a half sheet of paper and when you come in for a season pass you would put your name on there and they put whoever's on the pass and to go from there too. So we broke those down and separated those into the many different groups. So primarily it was families, single passes and senior citizens and there were those that lived inside the city and bought their passes early and then those three groups that lived inside the city and bought their passes after the season started and then you got those same three groups that bought their passes that lived outside the city limits but inside the school district or taxes and same thing early and late. So you've 3, 6, 9, 12 groups now and then you had 6 more groups of the outside, outside, they lived outside the city limits and live outside the school district from there too. So as you look at this sheet the numbers in black you got the color copy I hope okay it makes it easier to see. The numbers in black are the actual total numbers of season passes that you guys sold last year that was reported to us through the finance department. Just to take the first column here as an example that the largest group as well is the number of families lived inside the city limits that bought season passes to Dogwood Pool last year. You had 149 that bought those passes prior to May 23 when the pool opened and you had 73 families that bought those afterwards for a total of 222 families passes that were sold inside the city limits to families inside the city limits. Of that group of the 149 that bought them early 66 are current YMCA members and of these 73 that bought them afterwards 29 are current YMCA members for a total of 95 of those 222 are current members of the YMCA that are active right now in North Canton. So when we do the math on that and you take that 95 and multiply it out by what they would have paid respectfully based on if they were before the 23rd or after the 23rd of May; 25% of that comes out to \$3,908.75 which would effectively been the discount that would have been applied. So as you follow that column all the way to the bottom last year the total revenue just on season passes was \$91,280. And the potential discount is all things being equal the same exact people bought passes that bought last year and keep their membership the discount would have been \$8,610. So of course from a revenue standpoint that does not take into account the day passes that were sold last year or swim lessons, concessions items that were sold last year. Total revenue for the pool last year I don't have the number right in front of me or not but it was approximately \$230,000 I want to say. So the discount again based on actual numbers. So hopefully that helps it was a great work for us as well to go through and get that information we didn't have solid numbers that way. We were really just kind of guessing of where we thought we would be. So collectively between families and single and senior citizens in all three categories were 675 passes sold last year and of that 254 or 38% are active YMCA members. So give you an idea of exactly what we're talking about all these being equal last year to this year.

COUNCILMAN GRIFFITH: In our previous conversations people have asked questions about the accuracy of Ben's projections and the wonderful work that his staff has done and I know in initial conversations that we had before his staff went through the long and tedious task of going through each and every one of the applications and matching it up to their list. Ben said we think it's about third of the people and it turns out that it's very, very close to that. So I've very comfortable with what their overall financial reporting looks like and because we looked at the numbers I think you guys should be very proud of the accuracy that's there. I know your board feels that way and the discussions that I have with board members and I think that's important as we talked about any of the rest of it. You know we're guessing but we're trying to guess as accurately as possible. So...

COUNCILMAN CERRETA: And to add with that you've got to remember we project and frankly expect to sell a lot more passes. I mean you're going to see a monstrous amount of passes by whose selling where they're selling it at the gate. And of that if you take into consideration revenue generated even the Y gets 25% off of their members let's just use their members for example and then we have to split that revenue. So we still get 37.5% of all new passes when it comes down to it. So anything new over the amount we're that's money for us again because we're splitting that revenue take 25% of that you've 75% divide that up. So every new and that's why I think the expectations of more revenue generated because of more passes being available and sold whether they're Y membership or not Y membership.

COUNCILMAN FONTE: Question, do we know now that we know the family memberships and estimating 4 family, 5 family, and 2 family; do we understand that what's our growth potential for that space? So if we sell a bunch more passes we don't want to allow more frustrated people. So we want to make money make it a win-win for all parties involved we want the city to sustain this cost. We don't want it to be a lost leader anymore right? We'd like for it to at least pay for itself and so the question is do we have 40% more growth, 20% more growth? Do we know what we can do? Does anybody know that yet?

BEN WHEELER: I don't have the numbers for what the breakdown was for season passes versus day passes versus swim lessons for the previous years. I just have it for last year in front of me right here. But again last year the total pool collections without concessions was \$184,655. So about half of it was season passes the other half was everything else this way. I can tell you looking back to 2012 with the numbers that was reported back to me the pool collections was over \$200,000. So you have room for growth based on what you've done previously. We're basing this off of last year's numbers. So...

COUNCILMAN FONTE: I was thinking probably pool capacity is far as yeah earning money as well as space like space for the pool. I mean do we feel we have a lot more...

COUNCILWOMAN KIESLING: I don't think we've ever turned anybody away right?

COUNCILMAN CERRETA: And Jim has brought that to our attention several times that we've broke records and still had room. We still have room to put people in there; right and it's based on lifeguards and the amount of space and everything. And based on Jim Davis' you know acceptations of that whole thing is that we have plenty of room. There may be days where

people out say “oh gosh there’s so many people here” you know that’s a pretty good problem to have when you’re running a business. The intersaturation point and we’ll have to monitor that and see where it goes. And at that point that’s when you raise prices.

COUNCILMAN FONTE: I was thinking of baby step now and a little bit bigger down the road.

COUNCILMAN CERRETA: You don’t want to trip over those baby steps.

COUNCILWOMAN WERREN: Ben, last week we talked a lot about raising prices and how much the pool passes and right when I got home that day I had something from Arrowhead and a family membership was \$450. And so what are your thoughts about raising the prices and where you think a good point is?

BEN WHEELER: I’m not sure you could compare the pool to Arrowhead directly; I mean I think when you look at what a golf course does to the cost of green fees and it’s very different.

COUNCILWOMAN WERREN: That’s not included. No, that’s just a pool membership. So you can compare it.

BEN WHEELER: Oh okay. I can’t speak what they do at Arrowhead...

COUNCILMAN CERRETA: At the same point they’re actually paying for some privacy there. A lot of those people go there they don’t want a lot of people around they’re willing to pay \$400 to have 100 people and that’s it in there.

COUNCILWOMAN WERREN: Well, alright then you have the Hall of Fame pool where you pay \$700 and there’s no privacy. So I just I want...

BEN WHEELER: I would tell you a couple thoughts on that from my opinion of course we’re of course we want to work with council whatever you guys decide to do moving forward but to me when we’re looking to making a transition this way and there’s going to be a number of variables in place just from our efficiency and staffing from what we can purchase this at from our ability to sell passes. I think it would give us a much cleaner look moving forward to have the management be the only major variable in there opposed to be able to point at different things saying “was this that cause or was it this that caused it?” If we could say all things being equal city managed this year; the Y managed it this year and this is our big difference. I think that to me would be a cleaner look for future discussions. I mean again this is a one year agreement but I can tell you we certainly plan to establish a long term relationship would be our goal that way. So to be able to see what that looks like. One thought on there too I’ll so tell you that from after reviewing your current pricing structure I know you raised rates back in 2011 and I don’t know the history of this of when this pricing structure came into existence.

COUNCILWOMAN WERREN: They raised the daily pass they haven’t raised these rates I think did you say last week 2005?

COUNCILMAN FOLTZ: 2011 we changed the membership rates; the daily rate has not been changed previous to 2009. So I think we really need to still discuss pool rates and I respect Ben you getting this together for us this is awesome because my figures were right before the meeting worst case scenario. I know everybody didn’t belong to the Y that was going to buy a discounted membership. But we are still offering a discount when we’re putting in over \$750,000 worth of improvements. If we’re ever going to raise the rates now’s the time to do it and if you look at the discount with the Y’s the people that belong to the Y are still purchase a pool membership they’re going to pay less they’re going to go back to 2009 rates. So it’s still a win for us the people that belong to the Y its win for us that they want to come and still buy memberships. Now’s the time to do it in my opinion I know you’re going to hopefully do a great job with our operating expenditures I know you know I don’t know if you have any of those figures available yet what you think you can do with those with... I don’t see why we should start off with a loss in our revenue stream partnering with a great you know organization with the Y when we’re going to spend a lot of money upfront to get the pool ready to for next 15 – 20 years. That’s my thought process.

COUNCILMAN FONTE: We’re spending the \$800,000 not this year but at the end of the season for next year...

COUNCILMAN FOLTZ: Yeah but this season we have to be prepared to do it.

COUNCILMAN CERRETA: Just a point counter point we’re talking about \$8,000 here we don’t spend this much time talking about increasing water rates. Which is a lot money. Now we’re sitting here talking about \$8,000 to see if we can have a trial that works here. That’s what we’re saying let this year go figure this thing out and start from is it going to work or not increase rates next year when all the work is done, the Y has all their numbers engaged and where we’re going to trade off. Now I just passed out this this form here that we created I got these numbers from Karen on this first sheet. Do you have one Ben? Let me give you one because I want you to follow through with this on this first sheet it says they took the last three year average of our pool collection because last year we had a bad year you said that. And I want to make sure that we’ve got the right collection we took the average of the last three years we did our concession stands the last three years. So our total three year average is \$246,000 so then we took all of the expenses here that the Y is going take over for us these are the expenses that the Y is going to take and that is down to \$173,000. And that does not include hourly workers or Jim Davis’ time. So keep those numbers in mind those two numbers so flip the page over and now you have your average for the year minus the 7% fee. We had the little argument about that they’re going to take that 7% fee which is either 7% or a cap of \$16,000. So you minus that so now you’re down to \$230,000+ right? Now use the same expenses for this year using our expenses this year on the previous page minus that so your net revenue is now is \$56,000+ minus the \$8,000 that you said that we’re going to lose because of the 25% discount we’re at \$48,000 divide that by 2 and that’s what we’re making last year without any new passes being sold without anything going forward without not counting the cost of hourly workers. Because that gets lost you guys

we have guys going over there hourly workers that's in a completely different department we're saving those people can now be on streets, can now be on parks can be on other things like that. And Jim Davis' time he has more time to put in other places. So you're talking about an \$8,000 here for a year for its efficiency thing that we can figure this thing out. So that's why again I'm asking that there's no need to raise pool prices this year. Let's do it look at it next year there's some things that we have to look for negotiations even next year with insurances because that may change with gas and electric things. So that's when we have our point to negotiate next year how we're going to work this thing going forward. And that's number and that's the rest of the story.

COUNCILMAN FONTE: I was just thinking I'm with you man. \$25.00 wouldn't kill it but that would bring it about I don't know maybe \$10,000 it would offset the \$8,000 discount. But you know whatever I mean whatever we decide we'll decide but I think we're beating it pretty hard and you're right water rates affect everybody...

COUNCILMAN CERRETA: We don't talk this long about water rates and we're spending...

COUNCILMAN FONTE: No, but water rates is a necessity you have to have water, the pool's luxury.

COUNCILMAN FOLTZ: I'll say this though if the Y wasn't involved I think the rate structure would pass right through. So I don't understand why because the Y's involved...

COUNCILWOMAN KIESLING: We already talked about it...

COUNCILMAN FONTE: I understand what you're saying let's not muddy the water I get that.

COUNCILMAN FOLTZ: You know I think you need to increase them gradually and this has been five years. The daily rate can't stay the same. If we're going to sell more memberships I hope we do they haven't moved since 2009.

COUNCILMAN CERRETA: And shame on us for that.

COUNCILMAN FOLTZ: Well no, that's why we're visiting now. We could have done it last year the only reason I didn't really push it last year was because we were looking at maybe a levy what we were going to do with all these improvements we wanted to do. That's the facts of the matter. I mean we can decipher and look at this three years, five years, whatever we want to do. I'm not going to change my opinion of what we need to do for our residents. I think this is user fee oriented and directed and they can pay a little bit more money. I think that's only fair. Because what you're doing is taking money out of the general fund and I'm the biggest park and rec. guy here you guys know that's my life. But you're saying somebody we're putting \$750,000+ in and hopefully get a grant through NatureWorks to soften that. And then the Y's going to come in and administrate it and I'm sure they're going to do a wonderful job. This isn't about the Y and I'm sure we're going to offer more programming because they can do it in fact they put in your packet the program we did in 2006. When Paul was there if you guys read that. We did have a system in place with the Y at the time it was just they paid us for participant that they used. We're kind of changing the focus here and that's okay but let's not lose sight of the general fund revenue that's going towards this. Its' to be expected if you're going to improve something with this much capital dollars you should raise the rates. And no one's going to get hurt by it. I don't see why it still won't be successful because the rates are going to go back to 2009 rate structures for people who bought it that belong to the Y. If you live in Louisville right now you come in you belong to the Y in Louisville and you should pay \$400 pick anybody outside the city you're going to come in with a \$300 pool rate pass for a family of four.

COUNCILWOMAN KIESLING: We did confirm that was one question I asked.

COUNCILWOMAN WERREN: Yes, that was true.

COUNCILMAN FOLTZ: That's what you were saying right Ben? This is open to everybody in Stark County?

BEN WHEELER: Correct, Stark County YMCA members that are regional passes.

COUNCILMAN FOLTZ: Is it with Summit County I don't know I don't know where the perimeters are?

BEN WHEELER: Stark County.

COUNCILMAN FOLTZ: Okay.

BEN WHEELER: Stark County YMCA member that are members of the YMCA Stark County.

COUNCILMAN FOLTZ: But that's what's going to happen.

COUNCILMAN CERRETA: Our pool is open for Stark County anywhere, anytime, anyplace anyways.

COUNCILWOMAN KIESLING: Correct.

COUNCILMAN FOLTZ: But I want to make sure we're taking care of our residents first.

COUNCILMAN CERRETA: They'll get a discount because they're in our city.

COUNCILMAN FOLTZ: I would be fine with just a resident discount.

COUNCILMAN CERRETA: Number one thing when we started this was our residents had to get a discount.

COUNCILMAN FOLTZ: Versus everybody else I would be inclined to leave that alone with the Y. But you know we're having good discussion about it I understand we spend millions of dollars and don't have a lot of discussion. But this should be looked at every three or four years regardless.

COUNCILMAN CERRETA: I think you're absolutely correct about everything you say but not this year. This year we need to get a base line we need to look at it and apples to apples and next year we can make a lot of good things for our future. It's not going to hurt us this year because we're expecting more than your \$8,000 that you're talking as a discount loss.

COUNCILMAN FOLTZ: Well we are splitting the revenues though. I don't think we're going to make as much overall every year.

COUNCILMAN CERRETA: After we take our revenue minus our expenses that we...

COUNCILMAN FOLTZ: Well we'll see what they...

COUNCILMAN FONTE: I think we're I think it's a homerun with what they're going to do. But I still feel that...

COUNCILMAN FOLTZ: We've got to see.

COUNCILMAN FONTE: I still feel that you could like a little bump.

COUNCILMAN FOLTZ: No, I'm not debating that I...

COUNCILMAN CERRETA: (inaudible) those expenses \$173,000.

COUNCILMAN FOLTZ: I understand that's an average I understand that.

COUNCILMAN FONTE: I still feel that you could get like a little bump.

COUNCILMAN FOLTZ: The win is in my opinion like said open this up past Labor Day. The Y is going to because they're offering to offer that to us and specialize programming and selling passes daily and on the weekends. No doubt it I don't want this to come across I'm anti-Y I'm not.

COUNCILMAN CERRETA: Oh you're not no, I absolutely...

COUNCILMAN FOLTZ: You know our job here is to use the taxpayer's money efficiently and to increase user rates when we need to. Because we're spending a lot of money to get the pool ready. We could have \$750,000 to spend I might have a little different perspective on this. But we do unfortunately. That's the facts of it so...

COUNCILWOMAN KIESLING: This isn't even on the agenda so right now we're talking about pool rates but really we're talking about the contract.

COUNCILMAN CERRETA: We had a long discussion when you were off.

COUNCILWOMAN KIESLING: I know you did, I know you did.

COUNCILMAN FOLTZ: It was a great discussion.

COUNCILMAN CERRETA: Ben came to explain things.

LAW DIRECTOR FOX: Comparison in I know it's not in Stark County it's in Tuscarawas County but it's from near my hometown but it's a very beautiful park Tuscora Park in New Philadelphia; beautiful swimming pool. Its 2014 rate for families season rate \$75, for non-residents it increased \$50 to \$125. Its adult daily rate is \$4 the student rate is \$2. Dover's of course it's a smaller pool but because they have the local pool there in New Philadelphia they haven't changed in I think forever last year's rate was what it's been for quite a long time. I just recall the daily rate adults \$2, senior citizens and children \$.50. But clearly it's subsidized.

COUNCILMAN FOLTZ: I've been down there plenty of time with family that's the only park area. But they have the Rotary and businesses that fund this. You know we talk about the Hoover Foundation and hope the time where grant opportunities together with the Y involved. But don't forget Hoover helped us when we were just the City of North Canton with the Y build that pool. I guarantee you there was money put into that through the foundation. That hasn't changed other than we haven't asked for it. Maybe we can collaborate better with the Y but you know as far as Mark you brought it up other grant opportunities or funding sources. I think that's great that's great but we still could of went other years and asked for money from the Hoover Foundation we just didn't do it. So I just want to you know...

COUNCILMAN CERRETA: And the only other closest pool to run around is in Minerva which happens to be a Y run pool. So this is not an unusual thing going on here I don't know what the rates are. I could probably call them up get their rates. We're not voting on the rates tonight but we're voting on...

COUNCILMAN FOLTZ: But I think we need to settle the rates I want to on the floor vote with the rate structure so we finalize

so the Y knows what to charge.

COUNCILMAN GRIFFITH: It's in the contract.

COUNCILMAN FOLTZ: It has to we have to let them know that's my opinion bring it back if this council feels they don't want to do a rate structure fine; if they do I'm for it obviously but we'll need three other votes. That's what I'm asking to have happen here. Then move forward the one thing I want to lastly say is that once we have the agreement with the Y and I'm sure they're going to do a wonderful job we're not going to just dissolve the agreement. So when people are used to that 25% it's going to be every year. That's not going to change.

COUNCILMAN CERRETA: Not if you don't go with the Y.

COUNCILMAN FOLTZ: Well you say what but intentions are when you start changing things you're going to want to stay you're going to want to try to be successful with it. So this isn't just one and done in my opinion. I mean if it's you know I don't see the Y having...

COUNCILMAN FONTE: The goal is to build a relationship.

COUNCILMAN FOLTZ: Obviously it's going to be hard to pull back.

COUNCILMAN CERRETA: That's why we need apples to apples so we go into next year and if it doesn't work and they still want to do it that's when we bring Ben in and say "Ben, 25% is too much let's go for 20, let's go for 15." That's the negotiating part of it. How about gas and electric at that point we start that's what we do after a year to figure out how this thing works. Because we know they're going to run it more efficient than us. There's no doubt about that because they've got 24/7 they've got all the computers and everything; we don't have any of that. They're going to sell more everything because of that. These are projections that I'm pretty secure about and that's why we need apples to apples to go there.

BEN WHEELER: Just a second point for you know off of the topic even just a focus on the finances so much I just want everyone to remember to keep in mind that the reason this falls under parks and recreation is that it is a service for the members of the city similar to Price Parks and other parks that don't generate any income or any revenue it serves a whole lot of families in North Canton in this way. So what we're talking about too is how do we make sure we keep having more families comes in there and keep this as a prime entity for the community in this way. That's hopefully what the Y brings to the table too with our programming options and what we can do in the environment that we can create to be family friendly this way. I'd hate to try to discourage any of our families from participating as you're trying it out new and seeing what we have to offer because we raised rates or worried about you know the couple thousands it might change this year.

COUNCILMAN GRIFFITH: I think that's one of the two important points that I want to make and that is we talked about balance a lot but as we looked at the dollars longer term one of the things that the city has never done is pre-fund future capital costs. So what we know is that the liner is going to need to be replaced in another 15 years. And there will be other capital expenditures that are potentially true there too. So as Karen and I have had a lot of discussion about this if we can find a way to generate between \$40,000 to \$50,000 a year in income long term then we'll be in a position that the city has never been in before and that it is not only are we not operating at a loss but we're pre-funding our future capital expenditures. And that's what we're talking about too taking the dollars that we generate that are capital and setting those aside so they're in a savings account so that they're ready to go there too. And I think we all want that but Ben I want to ducktail on what you were saying before and that is we we're not Arrowhead on purpose. Arrowhead is probably generating...

COUNCILWOMAN WERREN: That's just a comparison I get it.

COUNCILMAN GRIFFITH: I understand and you're talking about marketing but what do we charge for people to go to Price Park? Nothing, and we all generate income and pay taxes to pay for that. Now people who use the pool should pay to use the pool because the market will bear it without question and we should just as we do for our water prices and everything else this give them the lowest possible price that is responsible and responsible in this case means pre-funding our depreciation so that we're not pushing that price onto somebody else in the future. And I guess that's what I'm looking at which is as opposed to asking the question how much is that the consumer will tolerate which is the question that we all ask in our business.

COUNCILMAN FONTE: That's what I'm thinking.

COUNCILMAN GRIFFITH: Right, right, the question should what is the least that we're able to charge and still and offer it to as many people as we possibly can. And that's funny to say I mean I try to get as much out of the consumer as much as everybody does in my job but at time in this case because we're here on the dais doing this we better try to give as much as we can to the taxpayer that's what we're talking about here. But responsibly which is the key. We've lost money without pre-funding depreciation over the last two years \$11,000 loss, \$12,000 loss what we're talking about with very good projections here is making \$24,000 a year for this year have potential for more than that if things go well as we expect because of cost savings and the potential for future sales. I think that we need to simplify that too in addition to which our rate structure is unbelievably complex. And Karen and I have talked about it how do you define family, who looks at this, who looks at that. We are going to have to hit the reset button on this if the Y says never mind we're walking away. We're not talking about just changing the numbers we're talking about how do we even what's the pyridine? Who do we charge and how does that work? I think that's one of the reason why not messing with it this year is good because we're going to have to blow this whole thing up next year anyways. Because we have we've got more, more structures and sections than we have lines in the budget.

COUNCILMAN FONTE: Okay.

COUNCILMAN GRIFFITH: It's very complex.

COUNCILMAN FOLTZ: And that's evolved through years of council attitude...

COUNCILMAN GRIFFITH: Right, right...

COUNCILMAN FOLTZ: And you when you say we lost money the last two years explain that to me.

COUNCILMAN GRIFFITH: We just the raw expenditures...

COUNCILMAN FOLTZ: You mean because of the capital improvements?

COUNCILMAN GRIFFITH: Well some are capital improvements.

COUNCILMAN FOLTZ: If you took the capital improvements out we'd make money.

COUNCILMAN GRIFFITH: Well but that's what I'm saying you have to factor that in.

COUNCILMAN FOLTZ: So but that's what I'm saying we're going to spend \$750,000 but you've got to look at the capital play into this.

COUNCILMAN GRIFFITH: Well that's what I'm saying if we can fund if we can generate \$40,000 to \$50,000 a year in revenue then we are, we are pre-funding the future improvements.

COUNCILMAN FOLTZ: Right, which we did (inaudible) in most years here.

COUNCILMAN GRIFFITH: Well, we kind of caught up.

COUNCILMAN FOLTZ: Because we show \$282,000 leftover even with all the major improvements we've done.

COUNCILMAN GRIFFITH: But we don't show the present expenditure of the \$800,000 bill we have sitting in there right now.

COUNCILMAN FOLTZ: Exactly, but we're going to clean the slate and go forward without any rate increase. But we're going to spend that kind of money without saying to the users "you don't have to pay more we're going to wait till next year". That's my point let's look at it a little bit now we might have to adjust it next year again.

COUNCILMAN GRIFFITH: Fine I would if this doesn't work we need whatever happens I think our rate structure definitely needs changing. We talked about even before this year.

COUNCILMAN FOLTZ: Yeah, we talked about it two years ago.

COUNCILMAN GRIFFITH: Yeah, right.

COUNCILMAN FONTE: Okay, so next year we're going to give a big adjustment probably.

COUNCILMAN GRIFFITH: Well I'm not talking about I'm not even when I say adjustment I don't mean we're just going to raise rates for everybody. I'm talking about thinking about who should charge what and how versus...

COUNCILMAN CERRETA: For example next year? I'd get rid of this early thing why do you have an early thing and a late thing? Make one thing one and that's it.

COUNCILMAN FONTE: Well you reward people for waiting in line.

COUNCILMAN FOLTZ: We made sure that we had a revenue source to offset a bad seasonal weather system. That's why. And that's why and most people if it's a hot May they're going to buy it. And we haven't had one unfortunately.

COUNCILMAN FONTE: So we're not we're not going to solve it this night so if we move on with whatever else we need to do and then we'll just have to figure out...

COUNCILMAN FOLTZ: I want to revisit it vote it up or down move forward so the Y has direction here.

COUNCILWOMAN KIESLSING: So we're going to give it a second reading tonight without any amendments and then...

COUNCILMAN FOLTZ: Right, well we just have the contract in place now those are some questions that Ben answered.

COUNCILMAN GRIFFITH: The language in the contract includes the rate structure so Doug I think it would be appropriate for you to offer an amendment to the ordinance which has the contract.

COUNCILMAN CERRETA: But part of the contract is that we figure out the rate. We can pass the agreement and if we have

emergency to pass that tonight we can pass that we change...

COUNCILMAN FOLTZ: I just Mark I just got the contract tonight I think we owe it another reading.

COUNCILMAN GRIFFITH: The rates are in contract.

COUNCILMAN CERRETA: The rates are in contract?

COUNCILMAN GRIFFITH: Yes, yes.

COUNCILMAN CERRETA: Oh they weren't in there the first I read it.

COUNCILMAN GRIFFITH: No, the agreement includes rates...

LAW DIRECTOR FOX: It simply states they were going to stay the same.

COUNCILMAN GRIFFITH: Right, I mean the rates are there.

COUNCILMAN FOLTZ: But see I haven't read that see I just got it tonight, I'm not voting for it on emergency. I think it deserves three readings so I can review it. I'm not saying anything's wrong in it but I think we all need to know what we're agreeing to. That's just good business.

COUNCILMAN CERRETA: I think they need some time to get going with this we're going wait another two or three weeks for this? Because we're not...

COUNCILMAN FOLTZ: Mark, no one even answered some of the questions to it right now, right now that question was not clear to me until Dan just said it.

BEN WHEELER: I can tell you and I don't want to speak for the city but I know there's been a number of inquiries from staff that have worked in the past and you know people are anxious to kind of get a handle on what's happening this summer. As we are as well so we can begin there's quite a bit of staffing that needs to go into place, there's contract that needs to be signed for concessions, there's things that need to be done as we work to get the pool up and ready moving forward too. So expeditiously as possibly would certainly be appreciated.

COUNCILMAN GRIFFITH: If we're going to maximize our revenue potential we've got to unleash the Y in order to do it I'm not saying it shouldn't be thought through I think this discussion is essential and helpful.

COUNCIL PRESIDENT PETERS: Well the next opportunity would be March 23rd two weeks from today. That would give us ample opportunity to hash this out the rate structure prior to that.

COUNCILMAN FOLTZ: Vote the rate up or down. I'll get six vote passed on emergency we'll save 30 days on third reading. I don't care we have I just want the rate structure looked at. What I propose voted up or down. That's all I'm asking this council.

COUNCILWOMAN WERREN: That's fine.

COUNCILMAN CERRETA: Let's do it.

COUNCILWOMAN KIESLING: Tonight or the 23rd?

COUNCILMAN FOLTZ: Excuse me?

COUNCILWOMAN KIESLING: The 23rd you mean?

COUNCILMAN FOLTZ: Well that's fine if you want to have a special meeting I'll do that.

COUNCILWOMAN KIESLING: Well the 23rd we're meeting again we're not meeting next week. So that's why I'm trying to figure out what you...

COUNCILWOMAN WERREN: Are can you do it tonight?

COUNCILMAN FOLTZ: No, can't amend it. We have to advertise it.

COUNCILMAN GRIFFITH: We also need to make sure that everybody's got a copy of it.

COUNCILMAN FOLTZ: Everybody can read through this...

COUNCILWOMAN KIESLING: I got his changes...

COUNCILWOMAN WERREN: I got the changes too.

COUNCIL PRESIDENT PETERS: So we're going to have the second reading tonight the emergency clause will stay in there but

we're going to have a third reading on the 23rd.

COUNCILMAN FOLTZ: And when are we going to have a committee meeting for it?

COUNCILWOMAN KIESLING: So we have it we normally have a council is that just a council night is that a committee and a council night?

COUNCILWOMAN WERREN: Committee and council.

COUNCIL PRESIDENT PETERS: Committee and council but we could have a special meeting if you want to...

COUNCILWOMAN KIESLING: Before?

COUNCIL PRESIDENT PETERS: Yeah, before that it could be next Monday it could be whenever.

COUNCILMAN FOLTZ: If it doesn't come out of committee it doesn't come out of committee. If it does we'll just amend the agreement and pass it the 23rd. I don't care. I think you'll know your votes either way with committee won't you?

COUNCIL PRESIDENT PETERS: Yeah, we could do that, we could do that.

COUNCILMAN FOLTZ: What we're going to do what I propose? I'm not trying to cloud this up I want them to move forward whatever we decide. So...

COUNCILWOMAN WERREN: No, we were in discuss last week. That's fine.

COUNCILMAN FOLTZ: Yeah.

COUNCIL PRESIDENT PETERS: Okay, alright.

BEN WHEELER: Just a point if I can be of any other service in that time between as you review the contract please feel free to reach to me I'm always available for you. So thanks again for your time.

COUNCILWOMAN KIESLING: So I have a crazy question so we're going to have a committee meeting before and vote we agreed we didn't want to do it that way. So are we going to have a committee meeting after like a separate committee just to talk about pool rates? And then a council meeting?

COUNCILMAN FOLTZ: I'm for meeting next week if we don't want to meet next week that's fine. We'll meet the committee we'll committee the 23rd just on this vote it up or down and prepared to make adjustment on the ordinance.

COUNCIL PRESIDENT PETERS: You mean on the 16th committee?

COUNCILMAN FOLTZ: 16th?

COUNCIL PRESIDENT PETERS: You said the 23rd.

COUNCILMAN FOLTZ: Or the 23rd I'm for meeting...

COUNCILMAN GRIFFITH: You're saying you'd be okay having a special committee of the whole.

COUNCIL PRESIDENT PETERS: We could do either one? Okay.

COUNCILMAN GRIFFITH: It's probably not a bad idea to walk through the contract...

COUNCILMAN FOLTZ: Exactly you know I can't vote on the agreement I'm not saying there's anything wrong with it. I'm not saying Tim didn't do a good job or Ben or everybody...

COUNCILMAN GRIFFITH: Why don't we plan to do that why don't plan to...even if you don't have a committee meeting we would be permitted to amend it on the floor of council.

COUNCILMAN FOLTZ: Correct.

COUNCILMAN GRIFFITH: So why don't we do we'll just plan to have a committee session on the 23rd about the terms of the contracts (inaudible) and then we'll vote on it if it needs amended we'll amend it.

COUNCILMAN FOLTZ: Okay.

COUNCILWOMAN KIESLING: The problem is you'll need six votes to pass it on emergency and there's say four or five of us that agree to the pool rates we're aren't going to pass the whole contract on emergency that night. You know it's in the contract.

COUNCILMAN CERRETA: That was in the contract I didn't want it in the contract to be honest with you.

COUNCILWOMAN KIESLING: So moved.

Roll call vote of 7 yes to read by title only the second reading of Resolution No. 2 - 2015.

A resolution dismissing the appeal of North Canton's Planning Commission's approval of a conditional use permit, Hoover District South Parking Lot, PC403-14CU.

COUNCILWOMAN KIESLING: Yes, I think we've discussed this several times and this is the resolution denying the appeal from the Planning Commission in October. Any questions or comments? I motion we approve.

Roll call vote of 7 yes to adopt the second reading of Resolution No. 2 – 2015.

RESOLUTION NO. 2 – 2015 WAS GIVEN SECOND READING.

COUNCIL PRESIDENT PETERS: Thank you. Now on to new business may I have a motion and a second to read by title only the first reading of Ordinance No. 15 – 2015?

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to read by title only the first reading of Ordinance No. 15 - 2015.

12. New Business:

13. Ordinance No. 15 – 2015	Ordinance, Rules and Claims Committee
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An ordinance amending TITLE THREE – LEGISLATION, of the Codified Ordinances of the City of North Canton specifically CHAPTER 111 – COUNCIL and to repeal Section 111.02 COUNCIL STRUCTURE.

COUNCIL PRESIDENT PETERS: Thank you very much. Chairwoman Werren?

COUNCILWOMAN WERREN: We talked about this week and it just kind of cleans up this issue a little bit and there's confusion as to reports to who on a daily basis. It just makes the council president main go to for the law director, the finance, the clerk. If there aren't any questions; are there any questions? I move that we put it for a second reading on the 23rd.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to adopt the first reading of Ordinance No. 15 – 2015.

ORDINANCE NO. 15 – 2015 WAS GIVEN FIRST READING.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 16 – 2015?

COUNCILMAN CERRETA: So moved.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 7 yes to read by title only the first reading of Ordinance No. 16 - 2015.

14. Ordinance No. 16 – 2015 Ordinance, Rules and Claims Committee

An ordinance amending TITLE FIVE – ADMINISTRATION, of the Codified Ordinances of the City of North Canton specifically CHAPTER 1171 – ADMINISTRATIVE POWERS AND DUTIES, and to repeal Section 1171.11 CITY COUNCIL.

COUNCIL PRESIDENT PETERS: Thank you very much. Chairwoman Werren?

COUNCILWOMAN WERREN: We've talked about this before in the last meeting as well. And this just eliminates our ability to hear appeals on behalf of the after the Planning Commission and defers it to the Common Pleas Court. Tim, do you want to say anything else about it?

LAW DIRECTOR FOX: No that's correct there's actually two ordinances. There's that...

COUNCILWOMAN WERREN: Yeah, they both are very similar so when we look at the 16 and the 17 it just makes it a clean process it delays uncertainty and keeps the city's wellbeing in the for front. I mean Dan you've done an excellent job I think

COUNCILMAN GRIFFITH: I think one of the things that appears on surface is people have to talk to us thought we were talking away people's ability to have an appeal. That's exactly the opposite what we're doing is removing politics from the zoning process. The Zoning Board of Appeals for conditional uses or special uses is a very strict set of rules that they have to follow. If you're going to have a conditional use then you've got to go through its bang, bang, bang, bang. If you don't you don't get it if you do you do. And by that its makes sure that the law appeals equally to everybody. What we do by inserting ourselves in that process is we take what it is normally a legal process that would (inaudible) a political process. So even if I might not quite fall into there I feel like if I lobby the right people I can get around rules and figure it out. That's why this is not something that appears in any other zoning code anywhere else. Either the Zoning Board of Appeals if you don't think their actions are appropriate you take it to court and you say what they did was wrong. And so what we're doing here is pulling the politics out and applying the law as should apply. And that and by that again you coming in consistently with every other political subdivision not just in Stark County but everywhere through the state. So I will definitely advocate for this. Taking politics out of the process.

COUNCILMAN CERRETA: Second.

ORDINANCE NO. 16 – 2015 WAS GIVEN FIRST READING.

COUNCILWOMAN KIESLING: So moved.

Roll call vote of 7 yes to read by title only the first reading of Ordinance No. 17 - 2015.

An ordinance amending TITLE FIVE – ADMINISTRATION, of the Codified Ordinances of the City of North Canton specifically CHAPTER 1177 – CONDITIONAL USE PERMITS AND SIMILAR USES, and to repeal and delete Section 1177.11 APPEAL TO CITY COUNCIL.

COUNCILWOMAN WERREN: I think we just covered this with Dan's explanation and I move that we pass it through this evening.

Roll call vote of 7 yes to adopt the first reading of Ordinance No. 17 – 2015.

ORDINANCE NO. 17 – 2015 WAS GIVEN FIRST READING.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 18 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 7 yes to read by title only the first reading of Ordinance No. 18 - 2015.

An ordinance authorizing the Mayor of the City of North Canton, Ohio, to enter into a successor collective bargaining agreement between the City and the Ohio Patrolmen's Benevolent Association ("OPBA") (Patrolmen), and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Yes, thank you. You all have the contract we spoke about this in committee earlier this evening. If there's no further comment on this I will entertain a motion and a second to adopt the first reading.

COUNCILMAN GRIFFITH: Second.

Roll call vote of 7 yes to adopt the first reading of Ordinance No. 18 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to suspend the rules of council requiring a committee report and three readings for Ordinance No. 18 - 2015?

COUNCILWOMAN KIESLING: So moved.

COUNCILWOMAN WERREN: Second.

Roll call vote of 7 yes to suspend the rules of council requiring a committee report and three readings for Ordinance No. 18 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to adopt under suspension of the rules for Ordinance No. 18 – 2015?

COUNCILWOMAN KIESLING: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to adopt under suspension of the rules of Ordinance No. 18 - 2015.

ORDINANCE NO. 18 – 2015 WAS PASSED BY A ROLL CALL VOTE OF 7 YES.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 19 – 2015?

COUNCILMAN FOLTZ: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to read by title only the first reading of Ordinance No. 19 - 2015.

17. Ordinance No. 19 – 2015 Finance and Property Committee

An ordinance authorizing the Mayor of the City of North Canton, Ohio to apply for, accept, and utilize a NatureWorks financial grant, through the Ohio Department of Natural Resources, for improvements to the Dogwood Swimming Pool Facility, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you, Chairman Griffith?

COUNCILMAN GRIFFITH: Doug has been a great advocate of us applying for grants in order to defray some of the costs associated with the pool. This is just opening us up to do that opportunity and just try to defray some costs. So if there aren't other questions I would move its approval.

COUNCILMAN FOLTZ: Second.

Roll call vote of 7 yes to adopt the first reading of Ordinance No. 19 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to suspend the rules of council requiring a committee report and three readings for Ordinance No. 19 - 2015?

COUNCILMAN FOLTZ: So moved.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 7 yes to suspend the rules of council requiring a committee report and three readings for Ordinance No. 19 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to adopt under suspension of the rules for Ordinance No. 19 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 7 yes to adopt under suspension of the rules of Ordinance No. 19 - 2015.

ORDINANCE NO. 19 – 2015 WAS PASSED BY A ROLL CALL VOTE OF 7 YES.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 20 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to read by title only the first reading of Ordinance No. 20 - 2015.

18. Ordinance No. 20 – 2015 Finance and Property Committee

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the office of the Director of Administration and for the Mayor of the City of North Canton to be authorized, through the Board of Control, to enter into an agreement for the purchase of two marked Police Department Cruisers, from a vendor or, in the alternative, pursuant to the Ohio Cooperative Purchase Act, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you, Chairman Griffith?

COUNCILMAN GRIFFITH: This is an appropriation that we previously approved and we had good discussion about. These are going to be the larger cruisers that are SUV's are there any other questions relative to the appropriation? I would move its approval.

Roll call vote of 7 yes to adopt the first reading of Ordinance No. 20 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to suspend the rules of council requiring a committee report and three readings for Ordinance No. 20 - 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to suspend the rules of council requiring a committee report and three readings for Ordinance No. 20 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to adopt under suspension of the rules for Ordinance No. 20 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILWOMAN WERREN: Second.

Roll call vote of 7 yes to adopt under suspension of the rules of Ordinance No. 20 - 2015.

ORDINANCE NO. 20 – 2015 WAS PASSED BY A ROLL CALL VOTE OF 7 YES.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 21 – 2015?

COUNCILWOMAN KIESLING: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to read by title only the first reading of Ordinance No. 21 - 2015.

19. Ordinance No. 21 – 2015 Finance and Property Committee

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the office of the Director of Administration and for the Mayor of the City of North Canton to be authorized, through the Board of Control, to enter into a contract to replace the siding on the North Canton's Service Center at a total cost not to exceed \$185,000.

COUNCIL PRESIDENT PETERS: Thank you, Chairman Griffith?

COUNCILMAN GRIFFITH: Jim was kind enough to come and present to us I think there's only word to describe the presentation was scintillating is the one that I will use for sure. We all came down on the same side for sure on this particular issue so. If there aren't any other questions I will move for its adoption. And we will have three readings on this by the way.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 7 yes to adopt the first reading of Ordinance No. 21 – 2015.

ORDINANCE NO. 21 – 2015 WAS GIVEN FIRST READING.

20. Reports – Council:

COUNCIL PRESIDENT PETERS: Thank you. Reports Member Fonte?

COUNCILMAN FONTE: Thanks Jim working on the potholes very busy I can see with the new technology. Mr. Benekos, I'm excited about the roads getting those roads fixed up in 2015. How are we coming on those bids?

ENGINEER BENEKOS: I'm excited too.

COUNCILMAN FONTE: I'm thinking we might have to get a little more money to finish it up. I'd liked some nice roads for our citizens. That's all I have to report.

COUNCIL PRESIDENT PETERS: Thank you. Member Werren?

COUNCILWOMAN WERREN: No report.

COUNCIL PRESIDENT PETERS: Member Kiesling?

COUNCILWOMAN KIESLING: No report.

COUNCIL PRESIDENT PETERS: Member Griffith?

COUNCILMAN GRIFFITH: The only objection I would have to the presentation that Scott gave earlier is that he suggested that the cameras didn't work as well because there was snow on the roads. And I can't imagine that's accurate in any way because there weren't a lot of intersections with snow on the roads. So other than that I was going to say it to him when he was here. I wouldn't him to suggest that our people weren't doing (inaudible).

COUNCIL PRESIDENT PETERS: Member Cerreta?

COUNCILMAN CERRETA: No report.

COUNCIL PRESIDENT PETERS: Member Foltz?

COUNCILMAN FOLTZ: No, thanks Jim for getting out with the crews the dirt patcher that's awesome. I'd seen them on Applegrove today. But they'll get around to our worse streets and take care of that. That's it. Thank you.

21. Reports:

COUNCIL PRESIDENT PETERS: Director of Law?

LAW DIRECTOR FOX: Just thank the mayor and the chief of police Chief Wilder for recognizes the officers. There was enough kind of going around I didn't want to delay the meeting any longer. However absolutely you know that's one of the things that I hear most consistently is residents happy those the residents of North Canton happy with the performance and what they receive from our safety officers. Those outside the city that know my affiliation with North Canton also aren't reluctant to let me know how unhappy that they are that they either have to drive around North Canton sometimes or that they have to manage and stay under the speed limits as they travel through to their destination. So that's all good on North Canton because of their efforts. Nothing else.

COUNCIL PRESIDENT PETERS: Thank you. Director of Administration?

DIRECTOR GRIMES: The general the city's general insurance bids and quotes went out today so they're out there if anybody asks you. We take all bids we like to have a lot of bids so they're out there. I attended Stark Health Advisory Council last week as you know they are our health department we pay them to do that. They have not raised the rates in the last three years. The coming year they're not raising the rates either. So they're being to hold that and maintain that. Today we started our operations manager for the street department a Mike Battershell 9 years with Alliance and several certifications. We will bring him to council we knew we were going to be busy tonight we'll bring him to the next council and introduce him to you.

COUNCIL PRESIDENT PETERS: Alright, Mr. Mayor?

MAYOR HELD: Yes, first off I appreciate council giving us the opportunity to introduce our police officer of the year and also of all the other police officers. Just gives everybody a better idea of what's going on in our departments. And I appreciate the taking the time to allow us to do that. And you know when we talk about the service that we provide you with all of our employees but I think there is and I know that you all are aware of this that there is a culture that we have in the department where people go and take the extra step to take care of the residents whether it's the police office whose closing the garage door or you know removing a dead animal along somebody's street or you know it can be a variety of different things. But we did I did get a letter from one of our residents that lives on Democracy Drive Janet Lolly. And she sent me this letter and I thought I would just read this into the record because I thought it was real nice letter. It says "Mayor, I'm writing to let you know what a blessing it is to know your Law Director Tim Fox. I met him February 10th when he was shoveling the snow and ice from the street to my mailbox so my mail would be delivered. What a special person he is and he is so easy to talk with. Best regards Janet Lolly." So I it was nice service Tim. Keep that up and if you want to come by my house any time (inaudible due to people laughing). No, but I thought that was real nice because you know everybody always does a lot of nice things but obviously you made an impact on Ms. Lolly and I don't believe I ever had the chance to meet her. But if she's taking the time to you know to write a letter you know that you made an impact on her. So very nice work. That's all I have.

COUNCIL PRESIDENT PETERS: Mr. Engineer?

ENGINEER BENEKOS: I can't top that. No report.

COUNCIL PRESIDENT PETERS: Last but not least Madame Clerk?

COUNCIL CLERK BAILEY: The only thing that I have is I finished up with my civil service exam for the lieutenants the week before and the sergeants took their exam last week. So that's all I have.

COUNCILMAN CERRETA: Hey Jeff one other thing.

COUNCIL PRESIDENT PETERS: Yes.

COUNCILMAN CERRETA: I just want to throw something another about Tim, Tim was recently published in a very high magazine something like fifty shades of emergency clauses or something like that. But it was actually published which is a big deal coming from a law director Tim we want to congratulate you and thank you for all that. It makes us all good when you do stuff like that. So nice job.

(At this time everyone applauded Law Director Fox)

18. Final Call for New Business:

19. Adjourn:

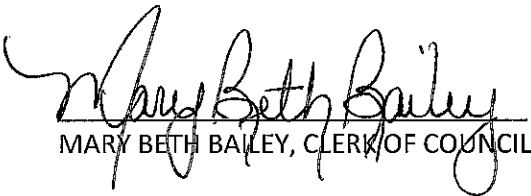
COUNCIL PRESIDENT PETERS: Okay, final call to council for new business. May I have a motion to adjourn?

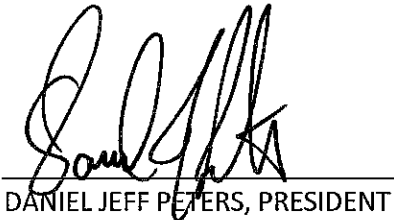
COUNCILMAN FOLTZ: Motion to adjourn.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to adjourn.

COUNCIL PRESIDENT PETERS: We are adjourned.


MARY BETH BAILEY, CLERK OF COUNCIL


DANIEL JEFF PETERS, PRESIDENT